



State of West Virginia  
 Department of Administration  
 Purchasing Division  
 2019 Washington Street East  
 Post Office Box 50130  
 Charleston, WV 25305-0130

# Request for Quotation

RFQ NUMBER
668C0002

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
JOHN JOHNSTON 304-558-2402

PROPERTY

\*709024931      312-807-2712  
 MORTON SALT DIV MORTON INTL  
 123 N WACKER DR  
  
 CHICAGO IL 60606-1743

SHIP TO

DIVISION OF HIGHWAYS  
 VARIOUS LOCALES AS INDICATED  
 BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
07/29/2007				

BID OPENING DATE: **08/22/2007**      BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	TN		775-45		
<p><b>SODIUM CHLORIDE</b></p> <p>NOTE: SEE 3, BIDDING INSTRUCTIONS, 2ND PARAGRAPH.</p> <p>OPEN END CONTRACT</p> <p>TO FURNISH ALL LABOR, MATERIALS AND EQUIPMENT TO SUPPLY SODIUM CHLORIDE TO THE WEST VIRGINIA DIVISION OF HIGHWAYS AT THE LOCATIONS AND IN THE ESTIMATED QUANTITIES SET OUT IN THE ATTACHED BID SCHEDULE.</p> <p>EXHIBIT 3</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON ..... AND EXTENDS FOR A PERIOD OF ONE (1) YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE.</p> <p>UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE CONTRACT.</p> <p>RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30) DAYS PRIOR TO THE EXPIRATION DATE. SUCH RENEWAL SHALL</p>						

Sales Rep. Eugene Ruffin  
 Phone # 800/433-7258 Ext. 2233

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE	TELEPHONE	DATE	
<i>Anthony T. Patton</i> Anthony T. Patton		August 17, 2007	
TITLE Assistant Manager Highway Ice Control Marketing	FEDERAL ID # 36-4140798	ADDRESS CHANGES TO BE NOTED ABOVE	

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



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<p>BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) ONE (1) YEAR PERIODS.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICES SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.)</p> <p>QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p> <p>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATI-</p>						

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SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE <i>Anthony T. Patton</i> Anthony T. Patton	TELEPHONE	DATE August 17, 2007	
TITLE Assistant Manager Highway Ice Control Marketing	FEIN	FEDERAL ID # 36-4140798	ADDRESS CHANGES TO BE NOTED ABOVE

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<p>CALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p> <p>THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>REV. 04/11/2001</p> <p>PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH IS ISSUED THROUGH A BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE AGENCY AS A CONDITION OF AWARD.</p> <p>VENDOR PREFERENCE CERTIFICATE</p> <p>CERTIFICATION AND APPLICATION* IS HEREBY MADE FOR PREFERENCE IN ACCORDANCE WITH WEST VIRGINIA CODE, 5A-3-37 (DOES NOT APPLY TO CONSTRUCTION CONTRACTS).</p> <p>A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>( ) BIDDER IS AN INDIVIDUAL RESIDENT VENDOR AND HAS RESIDED CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>( ) BIDDER IS A PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR AND HAS MAINTAINED ITS HEAD</p>						

Sales Rep. Eugene Ruffin

Phone # 800/433-7258 Ext. 2233

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FEDERAL ID # 36-4140798		ADDRESS CHANGES TO BE NOTED ABOVE	

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<p>QUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR 80% OF THE OWNERSHIP INTEREST OF BIDDER IS HELD BY ANOTHER INDIVIDUAL, PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR WHO HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>( ) BIDDER IS A CORPORATION NONRESIDENT VENDOR WHICH HAS AN AFFILIATE OR SUBSIDIARY WHICH EMPLOYS A MINIMUM OF ONE HUNDRED STATE RESIDENTS AND WHICH HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA CONTINUOUSLY FOR THE FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION.</p> <p>B. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>( ) BIDDER IS A RESIDENT VENDOR WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES WORKING ON THE PROJECT BEING BID ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID;</p> <p>OR</p> <p>( ) BIDDER IS A NONRESIDENT VENDOR EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS OR IS A NONRESIDENT VENDOR WITH AN AFFILIATE OR SUBSIDIARY WHICH MAINTAINS ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES OR BIDDERS' AFFILIATE'S OR</p>						

Sales Rep. Eugene Ruffin  
 Phone # 800/433-7258 Ext. 2233  
 DATE August 17, 2007

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SIGNATURE <i>Anthony T. Patton</i> Anthony T. Patton	TELEPHONE	TITLE Assistant Manager Highway Ice Control Marketing		

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<p>SUBSIDIARY'S EMPLOYEES ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID.</p> <p>BIDDER UNDERSTANDS IF THE SECRETARY OF TAX &amp; REVENUE DETERMINES THAT A BIDDER RECEIVING PREFERENCE HAS FAILED TO CONTINUE TO MEET THE REQUIREMENTS FOR SUCH PREFERENCE, THE SECRETARY MAY ORDER THE DIRECTOR OF PURCHASING TO: (A) RESCIND THE CONTRACT OR PURCHASE ORDER ISSUED; OR (B) ASSESS A PENALTY AGAINST SUCH BIDDER IN AN AMOUNT NOT TO EXCEED 5% OF THE BID AMOUNT AND THAT SUCH PENALTY WILL BE PAID TO THE CONTRACTING AGENCY OR DEDUCTED FROM ANY UNPAID BALANCE ON THE CONTRACT OR PURCHASE ORDER.</p> <p>BY SUBMISSION OF THIS CERTIFICATE, BIDDER AGREES TO DISCLOSE ANY REASONABLY REQUESTED INFORMATION TO THE PURCHASING DIVISION AND AUTHORIZES THE DEPARTMENT OF TAX AND REVENUE TO DISCLOSE TO THE DIRECTOR OF PURCHASING APPROPRIATE INFORMATION VERIFYING THAT BIDDER HAS PAID THE REQUIRED BUSINESS TAXES, PROVIDED THAT SUCH INFORMATION DOES NOT CONTAIN THE AMOUNTS OF TAXES PAID NOR ANY OTHER INFORMATION DEEMED BY THE TAX COMMISSIONER TO BE CONFIDENTIAL.</p> <p>UNDER PENALTY OF LAW FOR FALSE SWEARING (WEST VIRGINIA CODE 61-5-3), BIDDER HEREBY CERTIFIES THAT THIS CERTIFICATE IS TRUE AND ACCURATE IN ALL RESPECTS; AND THAT IF A CONTRACT IS ISSUED TO BIDDER AND IF ANYTHING CONTAINED WITHIN THIS CERTIFICATE CHANGES DURING THE TERM OF THE CONTRACT, BIDDER WILL NOTIFY THE PURCHASING DIVISION IN WRITING IMMEDIATELY.</p> <p style="text-align: center;"><b>MORTON SALT</b></p> <p>BIDDER: -----</p> <p style="text-align: right;">Sales Rep. Eugene Ruffin            Phone # 800/433-7258 Ext. 2233</p>						

SIGNATURE <i>Anthony T. Patton</i>		TELEPHONE	DATE August 17, 2007
TITLE Assistant Manager Highway Ice Control Marketing		FEDERAL ID # 36-4140798	
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SHIP TO
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BID OPENING DATE: **08/22/2007**      BID OPENING TIME: **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				RFQ. NO.: 668C0002		
				BID OPENING DATE AND TIME 8/22/07 @ 1:30 P.M.		
				PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: ----- 312/807-2669 -----		
				CONTACT PERSON (PLEASE PRINT CLEARLY): Sales Rep. Eugene Ruffin ----- Phone # 800/433-7258 Ext. 2233 ----- For ordering: 888/800-8905		
				***** THIS IS THE END OF RFQ 668C0002 ***** TOTAL:		<u>\$10,732,664.00</u>

Sales Rep. Eugene Ruffin  
Phone # 800/433-7258 Ext. 2233

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE <i>Anthony T. Patton</i> Anthony T. Patton	TELEPHONE	DATE August 17, 2007	
TITLE Assistant Manager Highway Ice Control Marketing	FEDERAL ID # 36-4140798	ADDRESS CHANGES TO BE NOTED ABOVE	

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### 1. SPECIFICATIONS

The following sections of the West Virginia Department of Transportation, Division of Highways Standard Specifications Roads and Bridges, adopted 2000 as modified by the current Supplemental Specifications shall apply to the administration of this contract: Sections 101, 102.4, 102.5, 105.1, 105.3, 105.4, 105.10, 105.11, 105.12, 105.13, 106.3, 106.4, 106.5, 106.6, 106.7, 106.9, 107.1, 107.2, 107.3, 107.14, 107.19, 107.20, 108.8, 109.1, 109.2 and 109.20.

The requirements of the West Virginia Department of Transportation, Division of Highways, Standard Specifications Section 109.20, PRICE ADJUSTMENT FOR LOAD LIMIT VIOLATIONS shall apply to all material supplied under this contract. This will include material loaded by the vendor into Division of Highways owned and/or rented trucks.

The terms "Contractor" and "Vendor" used in the above specifications of this contract are interchangeable. Contractor shall mean Vendor and Vendor shall mean Contractor.

West Virginia Department of Transportation, Division of Highways' Standard Specifications Roads and Bridges, adopted 2000 as modified by the current Supplemental Specifications may be obtained from:

West Virginia Division of Highways  
Engineering Division, Technical Division  
Building 5, Room A-650  
1900 Kanawha Blvd., East  
Charleston, West Virginia 25305  
Phone: 304-558-2885

Sodium Chloride shall conform to the requirements of ASTM D632-83 and Type I, Grade 1 and shall be delivered in bulk.

### 2. ACCEPTANCE AND DELIVERY GUARANTEE

The Division of Highways guarantees acceptance of seventy (70) percent of the total estimated quantity awarded to an individual vendor. However, conditions may dictate adjustment of the actual quantities delivered to specified sites.

The Vendor shall guarantee delivery, as requested by the Division of Highways, of one hundred and twenty-five (125) percent of the total estimated award quantity stated in this contract. All guaranteed deliveries shall be completed prior to March 15, 2008.

Bidder agrees, by execution of this bid, that the guaranteed accepted quantity (seventy percent of total estimated needs) shall be delivered to Division of Highways storage sites or in a Department of Environmental Protection approved stockpile(s) by December 15, 2007.

### 3. BIDDING INSTRUCTIONS

The purpose of this contract is to provide for the delivery of Sodium Chloride to the various locations listed in the bidding schedule. Actual quantities to be delivered to each location will be specified in State Contract Purchase Orders (SCO), which will be issued by the Department of Highways at the time delivery is required.

Bidders submitting bids for a specific county shall bid all of that county's locations - one unit price - for the county sites listed on the attached Bid Schedules. This shall apply to the listed Interstate and Corridor sites as well.



Any qualification of bids or any modification of the specifications or conditions governing the bids may be cause for their rejection.

4. CONTRACT AWARD

All qualified Vendors who submit a valid bid for "FOB Vendor's Storage Site" will be awarded a contract for this item ( see section 11 ).

Qualified Vendors who submit a valid bid for "FOB Division's Storage Site" will be awarded a contract for those locations for which their bid is low.

In the event a Vendor fails to conform to the requirements set out in this contract document, the State Contract Purchase Order or the governing specifications, the Purchase Order Contract may be canceled and re-awarded to the next low bidder.

5. DELIVERY

State Contract Purchase Orders (SCO) for delivery to individual Division of Highways Storage Sites will be issued to the Vendor awarded a contract for the county locations (see Bid Schedule).

From December 1, 2007 through March 31, 2008 delivery shall be made within seven (7) calendar days after vendor is notified by the Division of Highways.

Original delivery tickets for each delivered load to the Division's storage sites must be signed and retained by a DOH employee at the delivery location.

In the event the Vendor to which the SCO is issued is unable to comply with the specified delivery schedule the Division may, at its option, cancel all or part of the SCO and obtain the required quantity of Sodium Chloride from the most economical available source.

6. SAMPLING AND TESTING

Upon award of contract, the Vendor shall provide the Division with the proposed source of supply. Acceptance shall be based on suppliers' certification of quality and gradation. This information shall be directed to:

West Virginia Division of Highways  
Materials Division  
190 Dry Branch Road  
Charleston, West Virginia 25306  
Phone Number 304-558-3175

The Division may conduct sampling and testing to verify material quality or gradation.

7. WEIGHING MATERIALS DELIVERED BY TRUCK

Material delivered by truck shall be weighed in accordance with Section 308.5 of the West Virginia Department of Transportation, Division of Highways Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications.

#### 8. SUPPLYING OTHER ORGANIZATIONAL ENTITIES

In accordance with Chapter 5A, Article 3, Section 9 of the Code of West Virginia the commodities or services contracted for herein shall be available to all local governmental bodies in accordance with the same prices, terms and conditions afforded to the State of West Virginia.

In the event any Vendor does not wish to extend the above prices, terms and conditions of his bid and subsequent contract to all political sub-divisions of the State, he must so indicate in a clear and unambiguous manner in his bid. This indication does not prejudice the award of the contract. If a Vendor does not indicate his refusal to extend the prices, terms and conditions of his bid to other entities of the State he is bound to extend them upon issuance of a purchase order by these entities.

Other organizational entities using this provision of the contract shall do so without any involvement of the Division of Highways. That is, the entity shall make its own purchase arrangements with the Vendor and shall make its own arrangements for payment.

#### 9. VENDOR'S INVOICES

Vendor's invoices must be submitted in original and one copy and contain the following:

- a) All Weight Ticket numbers for material delivered during the invoicing period.
- b) Division of Highways State Contract Purchase Order (SCO) Number, and this Contract Number.
- c) Total quantity and unit price with the total cost of each type of material furnished.

NOTE: Under no circumstance will the West Virginia Division of Highways accept, or pay for, quantities of materials in excess of the quantity stated on the State Contract Purchase Orders (SCO).

10. BID SCHEDULE

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 1

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Boone	Clinton @ WV 85	960	
Boone	Rock Creek	1300	
Boone	Seth	810	
			<u>\$63.52</u>
Clay	Widen Rd. @ Cr 11	1020	
Clay	Maysel	480	
			<u>\$59.59</u>
Kanawha	Chelyan	1050	
Kanawha	Elkview	1260	
Kanawha	North Charleston	1650	
Kanawha	St. Albans	1050	
Kanawha	I-64 @ Scary	690	
Kanawha	I-64 @ Rt. 119 & Penn Ave.	1110	
Kanawha	I-77 @ Sissonville	870	
Kanawha	I-79 @ Amma	750	
Kanawha	Corridor G @ Alum Creek	810	
			<u>\$52.20</u>
Mason	Point Pleasant	1680	
			<u>\$48.00</u>
Putnam	Red House	660	
Putnam	Hurricane @ Rt. 34	510	
			<u>\$49.73</u>

10. BID SCHEDULE (Continued)

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 2

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Cabell	Barboursville	2500	
Cabell	I-64 @ Huntington	1400	
			<u>\$47.60</u>
Lincoln	West Hamlin	900	
Lincoln	Yawkey	800	
Lincoln	Harts	800	
			<u>\$50.00</u>
Logan	Chapmanville	800	
Logan	Corridor G @ Chapmanville	1000	
Logan	Wilkinson	1300	
Logan	Man	1000	
			<u>\$61.73</u>
Mingo & Corr. G.	Miller's Creek	2200	
Mingo	Gilbert	800	
			<u>\$63.22</u>
Wayne	Pritchard	800	
Wayne	Wayne	1200	
Wayne	Crum	600	
			<u>\$48.55</u>

10. BID SCHEDULE (Continued)

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 3

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Calhoun	Millstone	1000	<u>\$60.97</u>
Jackson	Ripley	1500	
Jackson	I-77 @ Medina	700	<u>\$55.49</u>
Pleasants	Belmont	700	<u>\$53.73</u>
Ritchie	Ellenboro	1500	
Ritchie	Corridor D @ Nutter Farm	500	
Ritchie	Corridor D @ Greenwood	700	<u>\$57.45</u>
Roane	Lefthand @ WV 36	200	
Roane	Amber Hill @ US 119	100	
Roane	Spencer	1000	<u>\$57.17</u>
Wirt	Elizabeth	1000	<u>\$54.23</u>
Wood	Parkersburg @ Rt. 95S	1500	
Wood	I-77 @ Parkersburg	1500	<u>\$52.71</u>

10. BID SCHEDULE (Continued)

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE  
(DOH CLASSIFICATION 011-010-000001)

## DISTRICT 4

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Doddridge	Smithburg	1500	<u>\$59.08</u>
Harrison	Gore	4000	
Harrison	Saltwell	1500	
Harrison	I-79 @ Goshen Rd.	2500	
Harrison	I-79 @ Lost Creek	2500	
APD 50	Tunnel Hill	2500	<u>\$54.25</u>
Marion	Fairmont	1500	
Marion	Mannington	1000	<u>\$54.36</u>
Monongalia	Sabraton	3500	
Monongalia	Pentress	1500	<u>\$53.43</u>
Preston	Albright	2500	
Preston	Bruceton	1500	
Preston	Terra Alta	1000	
Preston	Fellowsville	1100	
Preston	Aurora	1500	
I-68	Cooper's Rock	4000	<u>\$53.56</u>
Taylor	Fetterman/Prunytown	2500	<u>\$53.63</u>

10. BID SCHEDULE (Continued)

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

**DISTRICT 5**

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Berkeley & I-81	Martinsburg	3000	<u>NO BID</u>
Grant	Petersburg	1000	
Grant	Mt. Storm	2000	<u>NO BID</u>
Hampshire	Romney	700	
Hampshire	Capon Bridge	400	
Hampshire	Slanesville	300	<u>\$59.40</u>
Hardy	Moorefield	900	
Hardy	Baker	1300	<u>NO BID</u>
Jefferson	Charles Town	1000	<u>NO BID</u>
Mineral	New Creek	800	
Mineral	Sky Line	800	
Mineral	Short Gap	300	<u>\$56.91</u>
Morgan	Berkeley Springs	900	
Morgan	Largent	350	<u>\$62.79</u>

10. BID SCHEDULE (continued)

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 6

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Brooke	Wellsburg	2500	
Brooke	Weirton	2000	
			<u>\$47.98</u>
Hancock	New Manchester	2000	
			<u>\$45.99</u>
Marshall	Glen Dale	3500	
Marshall	Cameron	1500	
			<u>\$50.62</u>
Ohio	Triadelphia	2500	
Ohio	I-70 @ Triadelphia	2700	
			<u>\$49.60</u>
Tyler	Sistersville	1000	
Tyler	Centerville	1000	
			<u>\$52.25</u>
Wetzel	New Martinsville	1900	
Wetzel	Pine Grove	1000	
Wetzel	Hundred	1200	
			<u>\$53.09</u>



10. BID SCHEDULE (Continued)

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

## DISTRICT 7

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Barbour	Phillipi	2500	
Barbour	Belington	1500	
			<u>\$57.16</u>
Braxton	Gassaway	1000	
Braxton	Heaters	800	
Braxton	I-79 @ Coon Knob	1400	
Braxton	I-79 @ Burnsville	1200	
			<u>\$60.20</u>
Gilmer	Glenville	1200	
			<u>\$56.54</u>
Lewis	Weston	1800	
Lewis	Corridor H @ Mudlick	1200	
			<u>\$59.27</u>
Upshur	Clow Lot @ Buckhannon	2300	
Upshur	Tennerton	800	
Upshur	Kanawha Head	800	
Upshur	Kanawha Head	800	
Upshur	Corridor H @ Buckhannon	800	
			<u>\$60.80</u>
Webster	Cherry Falls	1000	
Webster	Cowen	800	
Webster	Hacker Valley	300	
			<u>\$63.04</u>

10. BID SCHEDULE (Continued)

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

**DISTRICT 8**

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Pendleton	Franklin	1000	
Pendleton	Judy Gap	500	
Pendleton	Brandywine	300	
Pendleton	Onego	250	
			<u>\$68.26</u>
Pocahontas	Marlinton	800	
Pocahontas	Seebert	700	
Pocahontas	Green Bank	600	
Pocahontas	Bartow (Thornwood)	500	
Pocahontas	Slaty Fork	800	
			<u>\$67.08</u>
Randolph	Elkins	3500	
Randolph	Harmon	1200	
Randolph	Coalton	2000	
Randolph	Valley Head	500	
Randolph	Mill Creek	1500	
Randolph	Pickens	350	
			<u>\$60.26</u>
Tucker	Parsons	1500	
Tucker	Thomas	2000	
			<u>\$62.29</u>

10. BID SCHEDULE (Continued)

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

**DISTRICT 9**

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Fayette	Oak Hill	2000	
Fayette	Corridor L @ Oak Hill	1000	
Fayette	Lookout	2000	
Fayette	Glen Ferris	900	
			<u>\$59.99</u>
Greenbrier	Lewisburg	1200	
Greenbrier	Crawley	2000	
Greenbrier	I-64 @ Harts Run	1200	
			<u>\$63.74</u>
Monroe	Union	800	
Monroe	Peterstown	400	
			<u>\$63.79</u>
Nicholas	Summersville	2000	
Nicholas	Curtin	1200	
Nicholas	Corridor L @ Muddlety	1800	
			<u>\$61.41</u>
Summers	Hinton	2000	
			<u>\$62.48</u>

10. BID SCHEDULE (Continued)

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 10

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
McDowell	Havaco	1600	
McDowell	Yukon	400	
McDowell	Johnnycake Mt.	600	
McDowell	Raysel	200	
			<u>\$63.79</u>
Mercer	Princeton @ WV 20	3800	
Mercer	Flat Top	1200	
Mercer	I-77 @ Princeton	2200	
			<u>\$63.28</u>
Raleigh	Skelton	3600	
Raleigh	Bolt	1500	
Raleigh	I-64 @ Bragg	2800	
			<u>\$60.02</u>
Wyoming	Pineville	3000	
Wyoming	Still Run	2500	
Wyoming	Hanover	600	
			<u>\$62.60</u>

BIDDING FOB VENDORS STORAGE LOT

11. Bidding F.O.B. Vendor's Storage Site

<u>Location of Storage Site</u>	<u>Bid Price (\$/Ton) F.O.B Vendor's Storage Site (Note 1)</u>
<u>Marietta, OH</u>	<u>\$48.00</u>
<u>Portsmouth, OH</u>	<u>\$48.00</u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>

Note 1 : Bid price shall include cost of vendor  
Loading Division trucks.

**DISTRICT ADDRESSES**

**District One**  
1334 Smith Street  
Charleston, West Virginia 25301-1492

**District Six**  
1 DOT Drive  
Moundsville, West Virginia 26041-1605

**District Two**  
801 Madison Avenue  
Huntington, West Virginia 25712-0880

**District Seven**  
255 Depot Street  
Weston, West Virginia 26452-1228

**District Three**  
624 Depot Street  
Parkersburg, West Virginia 26102-0308

**District Eight**  
US 219 North  
Elkins, West Virginia 26241-1516

**District Four**  
I-79 & Meadowbrook Road  
Clarksburg, West Virginia 26302-2570

**District Nine**  
103 1/2 Church Street  
Lewisburg, West Virginia 24901

**District Five**  
US Route 50  
Post Office Box 99  
Burlington, West Virginia 26710-0099

**District Ten**  
270 Hardwood Lane  
Princeton, West Virginia 24740-2737





State of West Virginia  
 Department of Administration  
 Purchasing Division  
 2019 Washington Street East  
 Post Office Box 50130  
 Charleston, WV 25305-0130

# Request for Quotation

RFQ NUMBER  
 668C0002

PAGE  
 1

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
 JOHN JOHNSTON  
 304-558-2402

\*709024931 312-807-2712  
 MORTON SALT DIV MORTON INTL  
 123 N WACKER DR  
 CHICAGO IL 60606-1743

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DIVISION OF HIGHWAYS  
 VARIOUS LOCALES AS INDICATED  
 BY ORDER

DATE PRINTED 08/06/2007	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
BID OPENING DATE: 08/22/2007	BID OPENING TIME			01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDENDUM NO. 1		
				CHANGES TO THE SPECIFICATIONS - PAGE 17, DISTRICT 7 LEWIS COUNTY, DELIVERY SITE READS: WESTON TO READ: WESTON (BEN DALE)  UPSHUR COUNTY - DUPLICATE ENTRY OF DELIVERY SITE DELETED ONE (1) KANAWHA HEAD  BID OPENING DATE AND TIME REMAINS THE SAME NO OTHER CHANGES		
0001	1	TN		775-45		
				SODIUM CHLORIDE		
***** THIS IS THE END OF RFQ 668C0002 *****						TOTAL: \$10,732,664.00
Sales Rep. Eugene Ruffin Phone # 800/433-7258 Ext. 2233						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Anthony T. Patton</i> Anthony T. Patton	TELEPHONE	DATE August 17, 2007
TITLE Assistant Manager Highway Ice Control Marketing	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

FEDERAL ID # 36-4140798

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



# MORTON SALT

A Rohm and Haas Company

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AUGUST 17, 2007

WEST VIRGINIA DOT  
DEPARTMENT OF ADMINISTRATION  
PURCHASING DIVISION – BUILDING 15  
2019 WASHINGTON STREET, EAST  
EAST CHARLESTON, WV 25305-0130

RE: RFQ#668C0002 (SODIUM CHLORIDE)

Morton does not wish to extend prices, terms and conditions of this bid and subsequent contract to any political sub-division of the State.



## CERTIFICATION

I, Mary E. Doohan, Assistant Secretary of Morton International, Inc., an Indiana corporation (the "Company"), hereby certify that:

1. Attached hereto is a true and correct copy of a resolution entitled "Sales of Company Products" duly adopted on June 12, 2007 by the Board of Directors of the Company; said resolutions not having been amended or revised in any manner and being in full force and effect as of the date hereof.
2. Walter W. Becky II is a duly elected and acting Vice President, and Mary E. Doohan is a duly elected and acting Vice President of Morton International, Inc. as of the date hereof, and as such are duly authorized signatories in accordance with the resolution described in 1. above.
3. Attached hereto is a true and correct copy of a delegation of signature authorization dated June 29, 2007 signed by Walter W. Becky II and Mary E. Doohan.



\_\_\_\_\_  
Mary E. Doohan

**Dated:** August 17, 2007

Morton International, Inc.  
Excerpt from Board of Directors' Meeting  
June 12, 2007

Sales of Company Products

RESOLVED: That any two of the Chief Executive Officer, Chief Financial Officer and any Vice President, are hereby authorized as they may deem necessary or advisable for the business of the Company to execute and deliver agreements, bids, contracts and other documents on behalf of the Company in any transaction involving the sale of Company product where the amount involved does not exceed \$50 million for any one year and \$100 million in total;

Other Contracts

RESOLVED: That any of the following officers, the Chief Executive Officer, any Vice President, the Treasurer, the Controller or the Secretary are hereby authorized as they may deem necessary or advisable for the business of the Company to

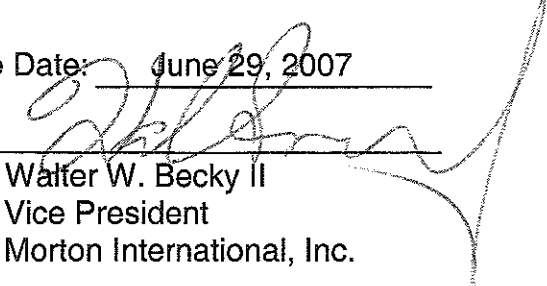
- (1) execute and deliver agreements, bids, contracts, deeds, powers of attorney and other documents on behalf of the Company in any matter where the amount involved does not exceed \$5 million for agreements regarding the sale of the Company's products to its customers; and
- (2) designate others who may execute and deliver agreements, bids, contracts, deeds, powers of attorney and other documents on behalf of the Company for specifically named transactions or categories of transactions where the amount involved does not exceed \$5 million for agreements regarding the sale of the Company's products to its customers.

TO: Lisa F. Zumbach - Vice President, Industrial and Ice Control Sales and Marketing  
Thomas J. Butler - Manager Highway Ice Control, Sales and Marketing  
Anthony T. Patton - Assistant Manager Highway Ice Control

Pursuant to the authority granted by the Enabling Resolutions adopted by the Board of Directors of Morton International, Inc., on June 12, 2007;

You are hereby designated as persons authorized to execute and deliver any and all agreements, applications, bonds, certificates, or document of any kind necessary or advisable in furtherance of Morton Salt's interests, to the extent such document involves matters related to your responsibilities in the above-listed position; to the extent such document involves official bulk highway de-icing bids and contracts where the amount involved does not exceed \$50 million per year; being subject to the limitations set forth in any applicable Board of Directors' Resolution or published Morton Salt policy; and being in effect only for so long as you continue to hold your current title noted above, unless earlier superseded, amended or terminated.

Effective Date: June 29, 2007

Signed:   
Walter W. Becky II  
Vice President  
Morton International, Inc.

Signed: Mary E. Dodhan  
Mary E. Dodhan  
Vice President  
Morton International, Inc.

STATE OF WEST VIRGINIA  
Purchasing Division

## PURCHASING AFFIDAVIT

**West Virginia Code §5A-3-10a states:** No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owned is an amount greater than one thousand dollars in the aggregate

**DEFINITIONS:**

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

**EXCEPTION:** The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

**LICENSING:** Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, the vendor must provide all necessary releases to obtain information to enable the Director or spending unit to verify that the vendor is licensed and in good standing with the above entities.

**CONFIDENTIALITY:** The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures and rules. Vendors should visit [www.state.wv.us/admin/purchase/privacy](http://www.state.wv.us/admin/purchase/privacy) for the Notice of Agency Confidentiality Policies.

Under penalty of law for false swearing (West Virginia Code, §61-5-3), it is hereby certified that the vendor acknowledges the information in this said affidavit and are in compliance with the requirements as stated.

**MORTON SALT**

Vendor's Name: \_\_\_\_\_

Authorized Signature: \_\_\_\_\_

*Anthony T. Patton*

Date: August 17, 2007

Purchasing Affidavit (Revised 04/15/07)

**Anthony T. Patton**  
**Assistant Manager Highway Ice Control**  
**Marketing**